IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 7545 of 2005

Between:

G. Laxmi Hephzibah, W/o John Wesley
R/o H. No. 3-6-164/107, Laxminarayana Apartments, Himayatnagar, Hyderabad

..... PETITIONER

AND

1 The Commissioner, Land Administration, Nampally Station Road, Hyderabad
2 The Special Officer, and Competent Authority, Urban Land Ceiling, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction more particularly one in the nature of Writ of mandamus by declaring the action of the 1st respondent in not entertaining stay application in Appeal No. Hyderabad/17/2005 filed against the order dt 15-02-2005 in case No. B1/2922/1976 on the file of the 2nd Respondent as being illegal, arbitrary and unjust.

Counsel for the Petitioner: MR.B.VIJAYSEN REDDY

Counsel for the Respondents: GP FOR REVENUE

This Court at the admission stage made the following :

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O R D E R:

Aggrieved by the order dated 15-02-2005 passed by the second respondent under the provisions of the Urban Land (Ceiling & regulation) Act, 1976, declaring the land to an extent of 4648 sq. mtrs as surplus, the petitioner herein preferred an appeal before the first respondent along with an application for stay of operation of the order dated 15-02-2005.

The grievance of the petitioner is that the first respondent has failed to consider the said appeal and no orders have been passed even on the application for stay filed along the appeal, but in the meanwhile, the second respondent is taking steps to implement the order dated 15-02-2005. Hence, this writ petition.

Having heard the learned counsel for the petitioner and the learned Government Pleader for Revenue appearing for the respondents and keeping in view the fact that the statutory appeal is pending before the first respondent, I deem it appropriate to dispose of the writ petition with a direction to the first respondent to dispose of the

application for stay filed by the petitioner in the appeal filed against the order of the second respondent dated 15-02-2005, as expeditiously as possible, preferably within a period of two weeks from the date of receipt of a copy of this order. Till such time, the order dated 15-02-2005 shall not be given effect to. No costs.

(**G. ROHINI, J**)

Date: 06-04-2005

ghn

To

1 The Commissioner, Land Administration, Nampally Station Road, Hyderabad

2 The Special Officer, and Competent Authority, Urban Land Ceiling, Hyderabad

3 Two CCs to the Government Pleader for Revenue, High Court of A.P.,

Hyderabad. (O.U.T.)

4 Two CD copies.